

REMARKS

Claims 1-6 and 10-13 stand rejected under 35 U.S.C. 102(e) as being anticipated by Dennis et al. (WO 99/33293). Claims 7-9 stand rejected under 35 U.S.C. 103 as being unpatentable over Dennis in view of Balog et al. (US 2002/0022453 A1). Claims 1, 7-9 and 12 have been amended to change language usage/consistency issues that are not believed related to patentability issues.

On the merits, Applicant respectfully submits that the pending claims, as amended, are patentable for at least the following reasons.

Amended independent claim 1 is directed a communication system including at least one server and a plurality of user stations. The user stations include terminals arranged to receive information from the at least one server via a first network. A storage means is coupled to the at least one server and holds a profile database. The profile database contains data representing a characteristic behaviour of an associated user terminal network address or addresses. The at least one server automatically acquires such data in response to an activity of the associated user and storing the same together with the associated user terminal network address or addresses in the profile database. The user station further includes a portable communications device coupled with the terminal and communicatively coupled to the at least one server via a second network. The user terminal is configured to perform the automatic acquisition of data for the profile database. The data is transferred to the at least one server via the portable communications device following establishment of a connection via said second network.

For example, as shown in the embodiment of Fig. 1, the system includes a terminal 12, a portable communication device 18 and a server 10. The portable communication device 18 is communicatively coupled to the terminal 12 via link 20 and to the server 10 via links 24 and 26 (e.g., a second network). The terminal 12 is also coupled to the server via link 14 (e.g., a first network)

Dennis relates to a system for controlling personal information and information delivery to a telecommunication device. As understood by Applicants, the Office Action indicates that elements 101, 106 and 11 in Fig. 1 show a user station, a terminal and a first network as recited in Claim 1. The Office Action appears to point to the wireless network 103 as the second network recited in Claim 1.

While the terminal 101 and the wireless devices may both be coupled to the internet 102, nothing found in Dennis teaches that the wireless device 106 is coupled to the terminal 101.

It is well settled that a reference that does not teach or suggest all of the features of a claimed invention cannot anticipate that invention. Since Dennis does not teach or suggest all of the features of independent claims 1 and 12, as recited above, applicant respectfully submits that these claims are allowable and patentable under 35 U.S.C. § 102.

It is also noted that the Office Action states that “[a]s admitted by the applicant on page 3, lines 3-7 of the specification, the coupling between the user station and a portable communications device is achieved by ‘known generically as Bluetooth.’”

Applicant respectfully disagrees with this characterization in the Office Action as some type of admission. This portion of the specification merely points out one possible

embodiment for the coupling between the portable communications device and the terminal. For example, the specification also states that the link may be radio frequency or infra red (see page 6, lines 9-11).

In addition, the Office Action (on page 5) goes on after the quote ‘known generically as Bluetooth’ to make statements that are not to be considered as admissions by Applicant. These statements appear to be the Office Action’s view of Bluetooth and or wireless communication. If the Office Action is asserting that these statements/views are relevant to the present application (considering the priority date of the present application), Applicant respectfully requests that any subsequent Office Action identify in Dennis or in another reference support for this position.

Nevertheless, in this regard, the Office Action states that by implementing Bluetooth, a PDA, or personal computer can form an ad hoc wireless network. However, Dennis describes the wireless device 106 as a wireless telephone. While it may currently be possible to have a wireless telephone with a Bluetooth interface, nothing found in Dennis even suggests this possibility. Moreover, the Office Action does not provide any motivation for one of ordinary skill in the art to make such a modification at the time of the present invention.

For at least the above reasons, Claims 1 and 12 are believed allowable.

Claims 2-11 and 13 in this application are each dependent from one or the other of independent claims discussed above and are, therefore, believed allowable and patentable for at least the same reasons.

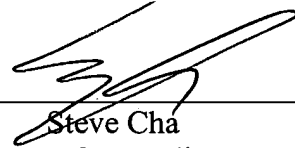
A review of the other art of record has failed to reveal anything which, in the Applicants’ opinion, would remedy the deficiencies of the art discussed above as

referenced against the claims now present in this application. The claims are, therefore, believed patentable over the art of record.

For all the foregoing reasons, it is respectfully submitted that all the present claims are patentable in view of the cited references. A Notice of Allowance is respectfully requested.

Respectfully submitted,

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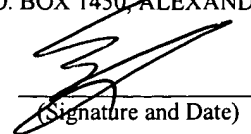
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